

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: HB 3159 - A**

81st Oregon Legislative Assembly – 2021 Regular Session  
Legislative Fiscal Office

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

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**Measure Description:**

Requires health care provider and health insurer to collect from patient, client or member data on race, ethnicity, preferred spoken and written languages, disability status, sexual orientation and gender identity.

**Government Unit(s) Affected:**

Department of Consumer and Business Services (DCBS), Oregon Health Authority (OHA), Department of Human Services (DHS)

**Analysis:**

This fiscal impact statement is for the purpose of transmitting the measure from the House Committee on Health Care to the Joint Committee on Ways and Means.

The measure requires coordinated care organizations (CCOs), health care providers or a health care provider’s designee, or health insurers to collect data on race, ethnicity, preferred spoken and written languages, disability status, sexual orientation, and gender identity from the organization’s patients, clients, or members, and provide this data to the Oregon Health Authority (OHA) each year. Data is confidential and may not be used to make any decisions regarding insurance coverage. OHA may provide incentives to entities impacted by this measure to assist with the costs of making changes to electronic health records systems to make sure this data is collected, and may impose civil penalties for violations.

OHA is directed to establish a system to collect the data required by this measure. OHA is to report to the appropriate committees of the Legislative Assembly no later than June 1, 2022 and then every two years on implementation of this program. OHA is to develop and administer a grant program to provide funding to support safe data collection by community health organizations and community-based groups. Grant recipients must provide culturally responsive, trauma-informed trainings on data collection.

These portions of the measure are operative January 1, 2022; the measure takes effect the 91st day after the Legislative Assembly adjourns sine die.

Initial estimates from OHA are that this measure will require 43 new positions and \$22.3 million total funds to implement in 2021-23; and \$18.2 million total funds in 2023-25. These numbers are estimates only until further analysis of the fiscal impact of this measure can be completed.

A more complete fiscal analysis on the measure will be prepared as the measure is considered in the Joint Committee on Ways and Means.

Further Analysis Required